

**UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

**In re:**

**CASE NO. 6:17-BK-00088 CCJ**

**UP FIELDGATE US INVESTMENTS – CHAPTER 11  
FASHION SQUARE, LLC,**

**Debtor.**

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**NOTICE OF FILING**

**UP FIELDGATE INVESTMENTS – FASHION SQUARE, LLC**, by and through its undersigned counsel, hereby gives notice of filing its **EMERGENCY MOTION FOR AN ORDER PURSUANT TO FED. R. BANKR. P. 9019 APPROVING THE SETTLEMENT AGREEMENT BY AND AMONG THE DEBTOR AND THE BANCORP BANK, IN ADDITION TO, MOTION TO SHORTEN TIME FOR NOTICE PURSUANT TO FED. R. BANKR. P. 2002(a)(3)**, as a replacement filing for **Docket Entry 69**, filed in the above-referenced case on February 15, 2017.

Dated: February 15, 2017

/s/ R. Scott Shuker

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[www.flmb.uscourts.gov](http://www.flmb.uscourts.gov)

**In re:**

**CASE NO.: 6:17-bk-00088-CCJ**

**UP FIELDGATE US INVESTMENTS –  
FASHION SQUARE, LLC**

**CHAPTER 11**

**Debtor.**

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**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true copy of the **NOTICE OF FILING and EMERGENCY MOTION FOR AN ORDER PURSUANT TO FED. R. BANKR. P. 9019 APPROVING THE SETTLEMENT AGREEMENT BY AND AMONG THE DEBTOR AND THE BANCORP BANK, IN ADDITION TO, MOTION TO SHORTEN TIME FOR NOTICE PURSUANT TO FED. R. BANKR. P. 2002(a)(3)**, together with any exhibits, , has been furnished either electronically to: Scott Fish, Managing Member, UP Fieldgate US Investments Fashion Square, LLC, 3201 E. Colonial Drive, Orlando, Florida 32803; The Bancorp Bank, c/o Mark J. Wolfson, Esq., and Kevin A. Reck, Esq., Foley & Lardner LLP, 100 North Tampa Street, Suite 2700, Tampa, Florida 33602 5810, mwolfson@foley.com, kreck@foley.com; and all parties who receive electronic notice via CM/ECF in the ordinary course of business; and the U.S. Trustee, 400 W. Washington Street, Suite 1100, Orlando, Florida 32801; and on February 16, 2017 by U.S. First Class, postage prepaid mail to all creditors and parties-in-interest as shown on the matrix attached to original of this notice filed with the Court; or by Federal Express to any party not located in Central Florida.

/s/ R. Scott Shuker

R. Scott Shuker, Esq.